

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-40632-2019

Date of Decision: 23.09.2019

Laxmi Kant @ Sonu

...Petitioner

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sahil Puri, Advocate for the petitioner.

ANIL KSHETARPAL, J.

Notice of motion.

On the asking of Court, Mr. Bhupinder Beniwal, AAG, Punjab, accepts notice.

Let a copy of the petition be handed over to learned counsel for the State.

After hearing the learned counsel for the parties, this Court is of the considered view that the present petition be disposed of at this stage.

The petitioner is an accused in a criminal case arising out of FIR No. 275 dated 23.09.2017 registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985. Recovery from the petitioner is of non-commercial category. The petitioner was granted regular bail vide order dated 24.01.2018 passed by this Court. However, he absented on 26.08.2019 resulting in cancellation of bail bonds, forfeiture of surety bonds and the petitioner has been directed to be summoned through non-bailable warrants of arrest for 25.09.2019.

Learned counsel for the petitioner submits that due to communication gap, petitioner could not appear before the learned trial

court on account of noting wrong date. He further submits that given an opportunity, the petitioner is ready to surrender before the learned trial court and furnish fresh bail bonds with surety of like amount to the satisfaction of trial court.

Keeping in view the aforesaid facts, the present petition is disposed of with a direction to the petitioner to appear before the learned trial court on the date already fixed i.e. 25.09.2019 and furnish fresh bail bonds with surety of like amount to the satisfaction of the learned trial court. This order is conditional. Petitioner would also be required to file an affidavit to the effect that he will never remain absent on any date of hearing except when exemption is granted by the court in advance.

This order is conditional and it will enure to the benefit of the petitioner only if he complies with the undertaking.

Disposed of accordingly.

23.09.2019
mks

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No